

Name: Walter M. Hart, III

JUDICIAL SELECTION COMMISSION

Application for Judicial Vacancy on the Thirteenth Judicial District Court

APPLICATION

PERSONAL

1. Full Name	Walter M. Hart, III			
2. County of Residence	Valencia			
3. Birthplace	Rosières en Haye, France (U.S. Air Force base)			
4. If born outside the US, give the basis for your citizenship	Mother and father both U.S. citizens, father serving in U.S. Air Force stationed abroad			
5. Birth Date	November 22, 1958			
6. Marital Status	Married			
7. If married, list spouse's full name	Tracy L. Hart			
8. Spouse's occupation	Program Planning Officer, University of New Mexico			
9. Do you have any other familial relationships that might present conflicts if you were to be seated as a judge? If so, please explain these relationships and how you would address any conflicts.				
Answer 9: No.				
10. List all places of residence, city and state, and approximate dates for the last 10 years				
Date(s) of Residence	Street Address	City	State	Zip
1989 to present	6 Frank's Place	Los Lunas	NM	87031

EDUCATION

11. List schools attended with dates and degrees (including all post-graduate work)	
High School(s)	Archbishop Shaw High School, Marrero, Louisiana (1973 – 1977)
College(s)	Louisiana State University (1977-1980) B.A., General Studies University of New Orleans (summer 1980) University of New Mexico (2001 and 2005)
Law School(s)	Louisiana State University Law School, Paul Hebert Law Center (1981-1984) Juris Doctor
12. Bar Admissions and Dates	
Louisiana (October 1984) – inactive status since 1988 New Mexico (October 1988 to present)	

EMPLOYMENT

13. List Your Present Employment	
Date(s) of Employment	September 2012 to present
Employer	New Mexico Attorney General's Office, Litigation Division
Mailing Address	111 Lomas Blvd., NW, Suite 300, Albuquerque, NM 87102
Business Phone	(505) 222-9091
Position	Attorney.

Duties	My work involves the administrative prosecution of disciplinary actions on behalf of a number of New Mexico regulatory boards and commissions. On behalf of the New Mexico Law Enforcement Academy Board (LEAB), I have prosecuted three dozen LEAB cases involving allegations including bribery, dishonesty, domestic violence, excessive use of force, extortion and sexual assault, twenty-four (24) of which have culminated in an administrative hearing. On behalf of the Construction Industries Commission, I have prepared approximately sixty (60) Notices of Contemplated Action, with more than twenty (20) having gone to an administrative hearing.
Supervisor	Scott Fuqua, Esq., Director, Litigation Division, NMAG
14. List Your Previous Employment (beginning with most recent)	
Dates of Employment	March 2008 to September 2012
Employer	Self - Sole Practitioner/Contract Attorney
Mailing Address	6 Frank's Place, Los Lunas, New Mexico 87031
Business Phone	(505)565-8960
Business FAX	(505)865-7337
Employer's Email Address	walterhart@comcast.net
Position	Attorney. Work was principally directed to representing the Tribally Designated Housing Entities ("TDHE") of eight New Mexico Pueblos in all aspects of Indian housing law. Indian housing law is analogous to off-reservation public housing, but also implicates issues that arise from the unique characteristics and consequences of federal trust ownership of Indian lands. Representing a TDHE included provision of assistance with the Department of Housing and Urban Development and the Bureau of Indian Affairs in compliance with applicable tribal and federal laws, principally the Native American Housing and Self Determination Act, 25 U.S.C. §4101 et seq., and the Long Term Leasing Act, 25 U.S.C. §415. It involved drafting and revising housing policies and procedures for housing programs, such as lease purchase, leasehold mortgage and renovation programs, and for internal TDHE functional operations, such as procurement, personnel and financial management.
14. List Your Previous Employment (beginning with most recent)	
Dates of Employment	March – May, 2008
Employer	Senior Citizens' Law Office
Mailing Address	4317 Lead Avenue, SE, Suite A, Albuquerque, New Mexico 87108
Business Phone	(505) 265-2300
Business FAX	(505) 265-3600
Employer's Email Address	unknown
Position	Part-time attorney. This work principally involved the provision of free legal assistance to elderly clients in various areas of the law including debt collection defense, landlord-tenant relations, guardian ad litem protection, and pension and benefits issues.

14. List Your Previous Employment (beginning with most recent)	
Dates of Employment	June 2005 to March 2008
Employer	New Mexico Children, Youth and Families Department
Mailing Address	Post Office Box 220, Los Lunas, NM 87031
Business Phone	(505) 865-4634
Business FAX	(505) 866-0637
Employer's Email Address	unknown
Position	Children's Court Attorney. I represented the New Mexico Children, Youth and Family Department ("CYFD") in hundreds of child abuse and neglect hearings from the custody stage through adjudication, permanency review and termination of parental rights. In May 2006, I participated in the Rocky Mountain Child Advocacy Training Institute presented by the National Institute for Trial Advocacy. My work also involved real-time, day-to-day legal consultation with CYFD investigators and social workers in the processes of evaluating children's safety and working toward permanency. It required extensive knowledge and application of a number of state and federal statutes and regulations, including the New Mexico Children's Code, §32A-1-1 NMSA et seq., the Adoption and Safe Families Act of 1997, PL 105-89, and the Indian Child Welfare Act, 25 U.S.C. §1901 et seq. Also in 2006, I was certified as a Child Welfare Law Specialist as one the first attorneys in the nation to earn such certification through the National Association of Counsel for Children.

14. List Your Previous Employment (beginning with most recent)	
Dates of Employment	April 2001 to June 2005
Employer	Self - Sole Practitioner
Mailing Address	227 Santa Fe, SE, Los Lunas, NM 87031
Business Phone	(505) 565-8960
Business FAX	(505) 565-1091
Employer's Email Address	unknown
Position	Attorney. During this period, I practiced primarily in the area of domestic relations, including contested and uncontested child custody, child and spousal support, domestic violence, separation of property and divorce proceedings. For more than two years and in more than fifty (50) cases, I represented children and parents in New Mexico Children's Code abuse and neglect proceedings in Valencia County. On a number of occasions, I also acted as court-appointed guardian ad litem or as "wise person" in private-party cases involving children.

14. List Your Previous Employment (beginning with most recent)	
Dates of Employment	March 2000 to March 2001
Employer	Sandoval County
Mailing Address	711 Camino Del Pueblo, Bernalillo, NM 87004
Business Phone	(505) 867-7500
Business FAX	unknown
Employer's Email Address	unknown

Position	Sandoval County Attorney. I represented the Sandoval County Board of County Commissioners and all elected County officials in matters arising from government procurement and contracts, planning and zoning issues, land use litigation, state and federal election law, property taxation, open meetings act and public records act requirements, and other issues affecting local government operations. My work included attendance at County Commission meetings, trial court hearings, appellate court proceedings, and the drafting of ordinances and regulations for government operations.
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14. List Your Previous Employment (beginning with most recent)	
Dates of Employment	February 1994 to February 2000
Employer	Wold & Hart, P.A.
Mailing Address	302 Silver Avenue, SE, Albuquerque, NM 87102
Business Phone	(505) 242-3444
Business FAX	(505) 242-3770
Employer's Email Address	alex@alexwold.com
Position	Attorney. I represented individuals with claims arising from personal injury, violation of civil rights, employment disputes, insurance policies and contracts. My cases included actions for medical and dental malpractice, insurance bad faith, premises liability, automobile negligence, highway design negligence, and sexual harassment. I was the brief writer before the New Mexico Court of Appeals and the New Mexico Supreme Court in the case of <i>Madrid v. Lincoln County Medical Center</i> , 121 N.M. 133, <i>aff'd on other grounds</i> , 122 N.M. 269 (1996), which reversed a trial court summary judgment that denied as a matter of law an action based on fear of HIV infection. My work during this period encompassed all stages of claims handling and litigation, and included dozens of depositions, innumerable hearings and mediations, a number of bench trials and not fewer than four jury trials.

14. List Your Previous Employment (beginning with most recent)	
Dates of Employment	May 1991 to February 1994
Employer	Self - Sole Practitioner/Contract Attorney
Mailing Address	102 Granite Ave., Albuquerque NM 87102
Business Phone	unknown
Business FAX	unknown
Employer's Email Address	N/A
Position	Attorney. I represented individuals in claims involving personal injury, products liability, insurance contracts, and workers' compensation. I also performed contract legal research and writing for attorneys in the areas of property sale/acquisition, banking law, contract review and interpretation, federal law, and insurance law. I did a substantial volume of creditor debt collection litigation, including the filing and presentation of hundreds of cases, participation in arbitration proceedings and trials, and judgment enforcement proceedings, principally through wage garnishment.

14. List Your Previous Employment (beginning with most recent)	
Dates of Employment	February 1988 to May 1991
Employer	Modrall, Sperling, Roehl, Harris & Sisk, P.A.
Mailing Address	500 4 th Street, NW #1000, Albuquerque, NM 87103
Business Phone	(505) 848-1800
Business FAX	unknown
Employer's Email Address	N/A
Position	Associate Attorney. As an associate attorney in the litigation section of a large law firm that principally represented corporate interests, I worked on a wide range of cases based on tort, product liability, medical malpractice, the Federal Employers Liability Act, workers' compensation, defamation, breach of contract, Uniform Commercial Code product warranties and secured transactions, state and federal Racketeer Influenced and Corrupt Practices Acts, leases, fraud and misrepresentation, fiduciary duties and liabilities of corporate officers, directors and shareholders, real estate brokers, personal representatives, and trustees, copyright, and antitrust. My work principally involved legal research and writing projects, but also included participation in depositions, motion hearings, and bench and jury trials.

14. List Your Previous Employment (beginning with most recent)	
Dates of Employment	August 1984 to January 1988
Employer	Monroe & Lemann
Mailing Address	St. Charles Place, St. Charles Avenue, New Orleans, La.
Business Phone	unknown (firm dissolved in mid-1990s)
Business FAX	unknown (firm dissolved in mid-1990s)
Employer's Email Address	N/A
Position	Associate Attorney. I began my career as an associate attorney in the litigation section of a large law firm that principally represented hospitals, railroad companies, banks, charitable foundations, broadcast organizations, government insurance guarantors, large land owners, and franchises. My work covered a broad scope of legal areas, and required substantial time in legal research and writing projects. I also had principal responsibility for handling a number of litigations from the preparation and filing of answers and complaints through jury trials and appeals.

Note: No. 14 is a separate table which enables you to copy and paste it as many times as necessary to list all previous employers.